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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Confirmation No.: 3371

RASIDESCU et al.

Group Art Unit: 3616

Appln. No.: 09/824,878

Examiner: CULBRETH, Eric D.

Filed: April 4, 2001

Title: FRAMES FOR ALL-TERRAIN VEHICLE

May 15, 2003

* * * * *



**NOTICE OF FOREIGN FILING/PETITION TO
REVIVE UNDER 37 C.F.R. §1.137(b) and (f)**

RECEIVED

MAY 19 2003

OFFICE OF PETITIONS

Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Adjustment date: 00/00/0000
05/16/2003 SLUANG1 00000002 033975 09824878
01 FC:1453 1300.00 CR

Sir:

In response to the PTO bulletin dated April 11, 2003 entitled "Reminder that Rescission of a Non-publication Request is Not Itself a Notice of Foreign Filing," this is to advise the Office that a corresponding foreign application was filed in Canada on June 13, 2002, as Application No. 2,390,603. Please note that the Applicants filed a Request to Rescind Previous Nonpublication Request under 35 U.S.C. § 122(b)(2)(B)(ii) and 37 C.F.R. § 1.213(b) on May 17, 2002, almost a month before the foreign filing was made.

As this Notice of foreign filing is being submitted after the 45 day period prescribed by 35 U.S.C. § 122(b)(2)(B)(iii), please also consider this paper as a Petition to Revive in the event that the Patent Office deems the application to have been abandoned. The Applicants believe that this submission fulfills the requirements of 35 U.S.C. § 122 (b)(2)(B)(iii). The entire delay in the filing of the Notice of Foreign Filing was unintentional. Prosecution on the merits for this application continued after May 17, 2002, with no period of abandonment.

05/16/2003 SLUANG1 00000002 033975 09824878
01 FC:1453 1300.00 CH

Therefore, as progress in this application has not been hindered by the provision of this Notice, the Applicants do not believe that a Terminal Disclaimer is required or necessary. However, Applicants are willing to provide a Terminal Disclaimer if there was a period of delay caused by the late filing of this Notice.

Please charge the Petition fee of \$1,300 to our Deposit Account No. 03-3975, under Order No. 86162/276825.

Respectfully submitted,

Pillsbury Winthrop LLP

By: 

Jeffrey D. Karceski

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Inventor(s): RASIDESCU et al.

Appln. No.: 09

824,878

Series Code ↑

Serial No. ↑

Filed: April 4, 2001

Mail Stop AF

Hon. Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

REPLY/AMENDMENT/LETTER

Date: May 15, 2003

OFFICE OF PETITIONS

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity claim A. <input checked="" type="checkbox"/> NOT made B. <input type="checkbox"/> Withdrawn C. <input type="checkbox"/> made herewith D. <input type="checkbox"/> made previously		For B & C See Required Separate Paper (Pat-256)		Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm	
2. Total Effective Claims				136	**minus	136	0	x \$18/\$9 =	+ \$0	103/203
3. Independent Claims				13	***minus	13	0	x \$84/\$42 =	+ \$0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)						add		+ \$280/\$140 =	+ \$0	104/204
5. Original due Date:				<input checked="" type="checkbox"/> NONE						
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached				(1 mo)	\$110/\$55 =					115/215
				(2 mos)	\$410/\$205 =		+ \$0			116/216
				(3 mos)	\$930/\$465 =					117/217
				(4 mos)	\$1,450/\$725 =					118/218
				(5 mos)	\$1,970/\$985 =					128/228
7. Enter any previous extension fee paid since above original due date and subtract						- \$0				
8.						Extension Fee		+ \$0		
9. If Terminal Disclaimer attached, add Rule 20(d) official fee						+ \$110/\$55	+ \$0			148/248
10. If IDS attached requires Official Fee under Rule 97 (c),				add		+ \$180	+ \$0			126
or if Rule 97(d) Request				add		+ \$180				126
11. After-Final Request Fee per rules 129(a) and 17(r)						+ \$750/370	+ \$0			146/246
12. No. of additional inventions for examination per Rule 129(b)						x \$750/375 ea	+ \$0			149/249
13. Request for Continued Examination (RCE)						+ \$750/375	+ \$0			1179/1279
14. Petition fee for Petition to Revive							+ \$1300			
15.						TOTAL FEE =		\$1300		
16. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".										
17. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.										
18. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.										
								PLEASE CHARGE OUR DEP. ACCT		

Our Deposit Account No. 03-3975)

(Our Order No. 86162

276825

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Winthrop LLP
Intellectual Property Group

By Atty: Jeffrey D. Karceski

Sig:

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NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments